

Patent - Bobovitch et al. 0-03-139 (11544/US/00)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor:

Bobovitch et al.

Serial no.:

10/601,381

Filed:

June 23, 2003

Title:

IMPROVED MULTILAYER BARRIER POLYMERIC FILMS

Examiner:

Tarzano, Donald Lawrence

Art Unit:

1773

## **Information Disclosure Statement**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir/Madam:

This information disclosure statement and the attached 1449 document are being submitted in accordance to 37 CFR 1.97 (c), which reads that "An information disclosure statement shall be considered by the Office if filed after the period specified in paragraph (b) of this section, provided that the information disclosure statement is filed before the mailing date of any of a final action under §1.113, a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application, and it is accompanied by" the fee set forth in § 1.17(p), which is presently \$180.00.

Accordingly, it is respectfully submitted that the examiner consider this disclosure.

Respectfully submitted,

Date: 5/26/05

By: Ken D M. Carthy

Kevin D. McCarthy Registration No. 35,278

Roach Brown McCarthy & Gruber, P.C. 1620 Liberty Building

Buffalo, New York 14202

(716) 852-0400

e-mail: kdmccarthy@roachbrown.com

## **Certificate of Mailing**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

Date 5/26/05 Kevin D. McCarthy Muss Multistation Reg. No. 35,278

06/02/2005 WABDELR1 00000126 10601381

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

Sheet 1

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

| Complete if Known      |               |  |
|------------------------|---------------|--|
| Application Number     | 10/601,381    |  |
| Filing Date            | June 23, 2003 |  |
| First Named Inventor   | Bobovitch     |  |
| Art Unit               | 1773          |  |
| Examiner Name          | Tarazano      |  |
| Attorney Docket Number | 0-03-130      |  |

|                       | U. S. PATENT DOCUMENTS |   |                                |  |   |  |
|-----------------------|------------------------|---|--------------------------------|--|---|--|
| Examiner<br>Initials* | Cite<br>No.1           | Document Number                         | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |  |
|                       |                        | Number-Kind Code <sup>2 (# known)</sup> |                                |  | 1.3   |  |
| _                     |                        | <sup>US-</sup> 5141816                  | 08-25-1992                     | Walker et al.                                      |   |  |
|                       |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |
| <del></del>           |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |
|                       |                        | US-                                     |                                |  |   |  |

|                    | FOREIGN PATENT DOCUMENTS |   |                     |  |   |          |
|--------------------|--------------------------|---|---------------------|--|---|----------|
| Examiner Initials* | Cite<br>No.1             | Foreign Patent Document   | Publication<br>Date | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages |          |
|                    |                          | Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known) | MM-DD-YYYY          |  | Or Relevant Figures Appear                        | ™        |
|                    |                          |   |                     |  |   | <u> </u> |
|                    |                          |   | _                   |  |   | ₽-       |
|                    |                          |   |                     |  |   | ┢        |
|                    |                          |   |                     |  |   |          |
|                    |                          |   |                     | _  |   |          |

| Examiner  | Date    |    |
|-----------|---------|----|
| Signature | Conside | ed |

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. The reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant, Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. The reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant, Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents, the indication of MPEP 901.04. The patent document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language. Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.